

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1926 – SB 2204

April 3, 2018

SUMMARY OF ORIGINAL BILL: Increases, from \$3.00 to \$5.00, the amount a register is authorized to charge and collect for the register's services associated with the marginal release of a lien.

FISCAL IMPACT OF ORIGINAL BILL:

Increase Local Revenue – Exceeds \$100,000/Permissive

SUMMARY OF AMENDMENT (016540): Deletes all language after the enacting clause. Requires a prevailing party in an action challenging the validity of a lien to recover reasonable attorney's fees, reasonable costs, and liquidated damages in an amount equal to three times the person's attorney fees, in addition to any actual damages.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Any increase in caseloads to the courts will be absorbed utilizing existing resources.
- Any impact to the court system is estimated to be not significant.
- Any impact resulting from requiring a prevailing property owner in an action challenging the validity of a lien to recover certain costs will be borne by private parties. Any impact to state or local government is estimated to be not significant.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee" followed by a small, stylized monogram or set of initials.

Krista M. Lee, Executive Director

/amj